



THE STATE OF UTAH
OFFICE OF STATE ENGINEER
SALT LAKE CITY

HUBERT C. LAMBERT
STATE ENGINEER

May 29, 1967

Mr. F. V. Brown
779 East 3100 North
North Ogden, Utah

Dear Mr. Brown:


Re: Ogden River

Your letter of May 25, 1967, has been referred to me for answering. It is not within the province of the Office of the State Engineer to interfere in the internal matters of the irrigation companies. There is an increasing trend in municipal ownership of company stock, and in cases that I have known, the municipality has allowed the remaining stockholders to use and maintain the system themselves but has not participated except where it served the interests of the city.

Occasionally companies of this type have been dissolved, and the rights have then been returned to the individual stockholders in proportion to the number of shares owned. For example: if you own 8 shares of 168 shares outstanding, you would receive 8/168 of the right or about 4.75%. It would then be your responsibility to see that the water is diverted and conveyed to your place of use.

According to the Articles of Incorporation, your company's stated purpose is ".... to control and distribute the watersto the best interests of the members....." I'm confident that those holding shares other than North Ogden City would have the right to their amount of water in the system, but may have to maintain and operate the system themselves.

Yours very truly,


Stanley Green
Area Engineer

SG:dcc

cc: D. C. Norseth